



U.S. Department of Justice

United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

March 24, 2017

By Electronic Mail

The Honorable Richard J. Sullivan  
United States District Court  
for the Southern District of New York  
40 Foley Square  
New York, New York 10007

Re: United States v. Jona Rechnitz, 16 Cr. 389 (RJS)

Dear Judge Sullivan:

The Government respectfully requests that the attached paperwork relating to the Government's application for courtroom closure of the plea proceedings be filed in the redacted form as set forth in the attached Exhibit A.

As Your Honor is aware, the Court recently ordered the unsealing of, among other things, the criminal information, waiver of indictment, plea transcript, the Government's correspondence relating to the sealing of materials, and accompanying docket entries, in the above-referenced case.

The attached materials, which relate to the courtroom closure of the plea proceedings, should also be unsealed. However, the Government respectfully requests that these materials be filed in the redacted form as set forth in the attached Exhibit A. The Government submits that the redacted matters relate to an ongoing investigation for which redaction is appropriate. *See United States v. Cojab*, 996 F.2d 1404, 1408 (2d Cir. 1993). Defense counsel does not object to this request.

For the reasons stated in the March 15, 2017 unsealing order, the Court finds that the presumption of open records has been overcome with respect to the attached affirmations in support of the government's application for courtroom closure of the plea proceedings. Specifically, the Court finds that the redacted portions relate to ongoing investigations that could be compromised if the affirmations are filed in unredacted form. Accordingly, IT IS HEREBY ORDERED THAT the government shall file the attached affirmations in redacted form. The Clerk of Court is respectfully directed to accept those redacted filings.

Respectfully submitted,

JOON H. KIM  
Acting United States Attorney

By: /s/  
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Attch.

Cc: Alan Levine, Esq.  
Laura Birger, Esq.  
Counsel for the Defendant (By electronic mail)

SO ORDERED

Dated: 4/5/17

RICHARD J. SULLIVAN  
U.S.D.J.